

## North Yorkshire County Council

### Chief Officer Appointment and Disciplinary Committee

Public Minutes of the Meeting held at County Hall, Northallerton on 3 March 2015 commencing at 9.30 am.

**Present:-**

County Councillors: John Clark, Eric Broadbent, Carl Les, Chris Metcalfe, John Weighell and Clare Wood.

Officers: Barry Khan - Assistant Chief Executive (Legal and Democratic Services), Andrew Ellis - Head of HR BES/CS, Human Resources and Organisational Development CSD and Josie O'Dowd – Democratic Services Manager.

Complainant

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**Copies of all documents considered are in the Minute Book**

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Prior to moving to the agenda itself County Councillor John Weighell sought to clarify arrangements regarding the chairmanship of the meeting. As the previous Minutes were unclear regarding the term of office of the appointment of himself as Chairman, he asked Members to clarify their views on this and it was confirmed that he should serve until the County Council Elections in 2017 ie for the term of the administration.

**6. Minutes of the meeting held on 8 October 2013**

**Resolved –**

That the minutes of the meeting held on 8 October 2013, having been printed and circulated, are taken as read, confirmed and signed by the Chairman as a correct record.

**7. Exclusion of the Public**

**Resolved -**

That the public are excluded from the meeting during consideration of item 3 on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) Order 2006.

**8. Report of the Assistant Chief Executive (Legal and Democratic Services) - regarding a complaint**

Considered -

The report of Barry Khan, Assistant Chief Executive (Legal and Democratic Services) concerning his investigation in the matter of a complaint received against the Council regarding a North Yorkshire School.

Making opening comments County Councillor John Weighell noted the confidential nature of the report and then explained the arrangements for the meeting in which Barry Khan would introduce his investigatory report and then the Complainant would present their case. He advised Members that points of clarification could be raised at any point during proceedings as the need arose. Barry Khan then presented the detail of the report taking Members through it section by section. After this he stated that if Members deemed this to be a valid complaint the Committee might wish to recommend the appointment of a Designated Independent Person to carry out an investigation in line with the Council's relevant disciplinary policy and procedure. He noted that if the complainant was unhappy with the outcome of proceedings they could then take the matter to the Local Government Ombudsman.

County Councillor John Weighell then invited the Complainant to present their case, which they did in great detail, and after this Committee Members had the opportunity to clarify issues.

County Councillor John Weighell finally drew proceedings to a halt and both the Complainant and the Investigating Officer were asked to leave the room whilst Members considered their deliberations. After detailed consideration of the evidence presented by the Investigating Officer - Barry Khan and the case presented by the Complainant, the Committee stated their reasons for finding that the complaint should not be upheld and made recommendations.

The meeting concluded at 11.50 am.